

1 **SUPERIOR COURT OF THE STATE OF CALIFORNIA**

2 **IN AND FOR THE COUNTY OF MENDOCINO**

3 **GENERAL ORDER RE: IMPLEMENTATION OF EMERGENCY RELIEF**
4 **AUTHORIZED PURSUANT TO GOVERNMENT CODE SECTION 68115 BY CHAIR**
5 **OF JUDICIAL COUNCIL**

6 Exercising the authority granted under Government Code section 68115 and the Request
7 for Judicial Emergency Order of Chief Justice Tani G. Cantil-Sakauye, Chair of the Judicial
8 Council of California, issued in response to the November 8, 2020 request for an emergency
9 order made by the Superior Court of Mendocino County ("Court"), this Court HEREBY FINDS
10 AND ORDERS AS FOLLOWS:

11 1. For purposes of computing time for filing papers with the Court under Code of
12 Civil Procedure sections 12 and 12a, November 9, 2020 through November 13, 2020, inclusive,
13 are deemed holidays (Gov. Code, § 68115(a)(4));

14 2. For purposes of computing time under Penal Code section 825 (time to bring
15 criminal defendant before magistrate after arrest), and Welfare and Institutions Code sections
16 313 (detention of minor pending dependency proceedings), 315 (detention hearing for minor in
17 custody pending dependency proceedings), 334 (time to hold hearing on dependency petition),
18 631 (detention of minor in wardship proceedings), 632 (detention hearing for minor in wardship
19 proceedings), 637 (detention rehearing for minor in wardship proceedings), and 657 (hearing on
20 petition to declare minor a ward), November 9, 2020 through November 13, 2020, inclusive, are
21 deemed holidays (Gov. Code, § 68115(a)(5));

22 3. Any judge of the Court may extend by not more than seven (7) days the time
23 periods provided in sections 583.310 and 583.320 of the Code of Civil Procedure to bring an
24 action to trial, where the statutory deadline otherwise would expire on November 9, 2020
25 through November 13, 2020, inclusive (Gov. Code, § 68115(a)(6));

26 4. Any judge of the Court may extend by not more than seven (7) days the duration
27 of any temporary restraining order that would otherwise expire on November 9, 2020 through
28 November 13, 2020 , inclusive, because the emergency condition described in the Order

1 prevented the Court from conducting proceedings to determine whether a permanent order
2 should be entered (Gov. Code, § 68115(a)(7));

3 5. Any judge of the Court may extend the time period provided in section 859b of
4 the Penal Code for the holding of a preliminary examination from 10 court days to not more than
5 15 court days in cases in which the statutory deadline otherwise would expire on November 9,
6 2020 through November 13, 2020, inclusive (Gov. Code, § 68115(a)(9));

7 6. Any judge of the Court may extend the time period provided in section 1382 of
8 the Penal Code for the holding of a criminal trial by not more than thirty (30) days in cases in
9 which the statutory deadline otherwise would expire on November 9, 2020 through November
10 13, 2020, inclusive (Gov. Code, § 68115(a)(10));

11 7. Any judge of the Court may extend the time period provided in section 825 of the
12 Penal Code within which a defendant charged with a felony offense must be taken before a
13 magistrate from 48 hours to not more than 7 days, applicable only to cases in which the statutory
14 deadline otherwise would expire November 9, 2020 through November 13, 2020, inclusive (Gov.
15 Code, § 68115(a)(8));

16 8. Any judge of the Court may extend the time period provided in section 313 of the
17 Welfare and Institutions Code within which a minor taken into custody pending dependency
18 proceedings must be released from custody to not more than seven days, applicable only to
19 minors for whom the statutory deadline otherwise would expire on November 9, 2020 through
20 November 13, 2020, inclusive (Gov. Code, § 68115(a)(11));

21 9. Any judge of the Court may extend the time period provided in section 315 of the
22 Welfare and Institutions Code within which a minor taken into custody pending dependency
23 proceedings must be given a detention hearing to not more than seven days, applicable only to
24 minors for whom the statutory deadline otherwise would expire on November 9, 2020 through
25 November 13, 2020, inclusive (Gov. Code, § 68115(a)(11));

26 10. Any judge of the Court may extend the time period provided in sections 632 and
27 637 of the Welfare and Institutions Code within which a minor taken into custody pending
28 wardship proceedings and charged with a felony offense must be given a detention hearing or

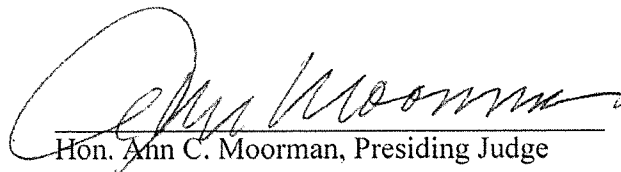
1 rehearing to not more than seven days, applicable only to minors for whom the statutory deadline
2 otherwise would expire on November 9, 2020 through November 13, 2020, inclusive (Gov.
3 Code, § 68115(a)(11));

4 11. Any judge of the Court may extend the time period provided in section 334 of the
5 Welfare and Institutions Code within which a hearing on a juvenile dependency petition must be
6 held by not more than seven days, applicable only to minors for whom the statutory deadline
7 otherwise would expire on November 9, 2020 through November 13, 2020, inclusive (Gov.
8 Code, § 68115(a)(12)); and

9 12. Any judge of the Court may extend the time period provided in section 657 of the
10 Welfare and Institutions Code within which a hearing on a wardship petition for a minor charged
11 with a felony offense must be held by not more than seven days, applicable only to minors for
12 whom the statutory deadline otherwise would expire on November 9, 2020 through November
13 13, 2020, inclusive (Gov. Code, § 68115(a)(12)).

14 THIS ORDER IS EFFECTIVE IMMEDIATELY.

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17 Dated: 11/8/2020


Hon. Ann C. Moorman, Presiding Judge